



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
-----------------	-------------	----------------------	---------------------	------------------

09/857,677

10/16/2001

Joerg-Michael Hasemann

10191/1833

9931

26646

7590

05/24/2004

KENYON & KENYON
ONE BROADWAY
NEW YORK, NY 10004

EXAMINER

LE, NHAN T

ART UNIT

PAPER NUMBER

2685

DATE MAILED: 05/24/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/857,677

Applicant(s)

HASEMANN, JOERG-MICHAEL

Examiner

Nhan T Le

Art Unit

2685

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 07 June 2001.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 12-29 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 12-29 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____

DETAILED ACTION

This communication is responsive to an amendment filed on 02/25/04.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

1. Claims 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 27, 28, 29 are rejected under 35 U.S.C. 103(a) as being unpatentable over Hess (US 6,487,421) in view of Wolff (US 6,081,261) and in further view of Mochinaga et al (US 4,751,741).

As to claim 12, Hess teaches a telecommunication terminal, comprising:
a plurality of data input units (see fig. 1, number 7; microphone, number 14, operating element), a character recognition unit (see fig. 3, number 58; col. 3, lines 12-16). Hess fails to teach a plurality of data input units including at least one pressure sensor element; a pressure receiving element acting jointly with the at least one pressure sensor element so that a movement of the pressure receiving element on a surface is detectable by the at least one pressure sensor element, the movement of the pressure receiving element detected by the at least one pressure sensor element is being converted into signaling information by the character recognition unit, and the surface is able to be written upon by the movement of the pressure receiving element. Wolff teaches data input unit including one pressure sensor element (see fig. 8, number 100, col. 7, lines 46-54), a pressure receiving element acting jointly with the at least one

Art Unit: 2685

pressure sensor element so that a movement of the pressure receiving element on a surface is detectable by the at least one pressure sensor element (see fig. 8, number 114, col. 3, lines 57-67), wherein the movement of the pressure receiving element detected by the at least one pressure sensor element is convertible into signaling information by the character recognition unit (see col. 9, lines 39-57), and the surface is able to be written upon by the movement of the pressure receiving element (see fig. 6, number 116, col.7, lines 5-14). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to provide the teaching of Wolff into the device of Hess for recognizing when a written entry is made on a page.

The combination of Hess and Wolff fails the plurality of data input units include a plurality of confirmation devices and signaling information is correctable by the plurality of confirmation devices. Mochinaga teaches a confirmation device and signaling information is correctable by confirmation device (see fig. 1, number 8, col. 3, lines 17-27). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to provide the teaching of Mochinaga into the device of Hess and Wolff so that the input signals can be corrected by the users. The combination of Hess, Wolff and Mochinaga discloses one confirmation device 8 instead of plurality of confirmation devices. However, it would have been obvious to one of ordinary skill in the art to replace a confirmation device 8 with plurality of confirmation devices 8 in the above combination because input signals could be quickly corrected.

As to claim 13, Hess teaches the telecommunication terminal, wherein

Art Unit: 2685

the character recognition unit recognizes alphanumeric characters (see fig. 3, number 58, col. 6 , lines 64-66).

As to claim 14, Hess teaches the telecommunication terminal, further comprising: a transmitting unit via which a signal can be dispatched in dependence on the signaling information (see fig. 3, number 56, see col. 7, line 6).

As to claims 15, 16, Hess further teaches a reproduction device (see Hess fig. 1, number 5, number 6, see col. 5, lines 1-8);

As to claim 17, the modified Hess fails to teach the telecommunication terminal, wherein the signal information is representable by the reproduction devices with at least one of an optical form and acoustic form. However, Wolff teaches the telecommunication terminal, wherein the signal information is representable by the reproduction devices with at least one of an optical form and acoustic form (see col.4, lines 28-32). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to provide the teaching of Wolff into the modified Hess in order to validate handwritten information.

As to claim 18, the combination of Hess and Wolff teaches the telecommunication device, wherein Wolff further teaches that the pressure receiving element includes a writing tip (see fig. 8, number 116, col. 7, lines 57-59).

As to claim 19, Hess further teaches an input function and operating function can be activated in dependence of signal information according to menu driven operation (see fig. 1, number 9, col. 3, col. 5, line 4).

As to claims 20, 23 Hess inherently teaches radio mode can be activated and operated (see fig. 1, number 8, col. 5, line 4).

As to claims 21,22, Hess further teaches the telecommunication device, wherein the radio mode is for at least one of a voice communication (see fig. 3, number 44. col. 7, lines 10-18) and for exchange of brief messages; sms messages (see col. 7, lines 24-37).

As to claims 24, 25, Hess further teaches memory mode can be activated and operated for entering at least one telephone and station name entry into the memory (see col. 7, lines 38-44).

As to claim 27, the combination of Hess, Wolff teaches the telecommunication terminal wherein Wolff further teaches an alarm clock mode can be activated and operated (see col. 4, lines 30-31).

As to claim 28, Hess further teaches data interface for transmitting data (see fig. 3, number 49, col. 6, line 67, col. 7, lines 1-4).

As to claim 29, Hess further teaches infrared interface (see col. 4, lines 12-13)

2. Claim 26 is rejected under 35 U.S.C. 103(a) as being unpatentable over Hess (US 6,487,421) in view of Wolff (US 6,081,261), Mochinaga et al (US 4,751,741) as applied to claim 15 above and further in view of Nagai (US 6,104,388).

As to claim 26, the combination of Hess, Wolff and Mochinaga fails to teach the telecommunication terminal wherein a calculator mode can be activated and operated, and the signaling information is processable and calculation results are displayable in accordance with an operation of the plurality of reproduction device. However, Nagai

Art. Unit: 2685

teaches the telecommunication terminal wherein a calculator mode can be activated and operated, and the signaling information is processable and calculation results are displayable in accordance with an operation of the plurality of reproduction device (see col. 6, lines 17-25). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to provide the teaching of Nagai into the device of Hess, Wolff and Mochinaga in order to detect and recognize handwritten information (see col. 1, lines 5-10 as suggested by Nagai).

Response to Arguments

Applicant's arguments with respect to claims 12-29 have been considered but are moot in view of the new ground(s) of rejection.

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Metroka (US 5,754,645) teaches electronic apparatus having keyless control.

Watterson (US 4,969,180) teaches cordless pen telephone handset.


Challener (US 6,046,733) teaches computer input stylus and thickness control system.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Nhan T Le whose telephone number is 703-305-4538. The examiner can normally be reached on 08:00-05:00 (Mon-Fri).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Edward Urban can be reached on 703-305-4385. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Nhan Le


5-17-04

NGUYEN T. VO
PRIMARY EXAMINER